

UNITED STATES DISTRICT COURT

for the

**Eastern District of North Carolina**

FILED IN OPEN COURT *UR*  
ON 11/9/2012  
Julie A. Richards, Clerk  
US District Court  
Eastern District of NC

United States of America )  
v.  
DELETE LACHARLES VANN )  
Case No: 5:08-CR-382-2BO  
USM No: 51467-056  
Original Judgment: October 21, 2009 )  
Previous Amended Judgment: Thomas P. McNamara  
Last Amended Judgment if Any) Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION  
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of  the defendant  the Director of the Bureau of Prisons  the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

DENIED.  GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 84 months is reduced to 4 months.\* *60 Months*

\* The reduced term of imprisonment is applicable to each of Counts 1 and 5, said terms to run concurrently.

If the amount of time the defendant has already served exceeds this sentence, the sentence is reduced to a "Time Served" sentence, subject to an additional period of up to ten (10) days for administrative purposes of releasing the defendant.

*(Complete Parts I and II of Page 2 when motion is granted)*

Except as otherwise provided, all provisions of the judgment(s) dated October 21, 2009 shall remain in effect. **IT IS SO ORDERED.**

Order Date: 11-9-12

Terry Ayle  
Judge's signature

**Effective Date:** \_\_\_\_\_  
*(if different from order date)*

Terrence W. Boyle, US District Judge  
*Printed name and title*